

1 Bingham McCutchen LLP
2 GREGORY LIPPETZ (SBN 154228)
3 Three Embarcadero Center
4 San Francisco, CA 94111-4067
5 Telephone: (415) 393-2000
6 Facsimile: (415) 393-2286
7 gregory.lippetz@bingham.com

8
9 Bingham McCutchen LLP
10 RICHARD S. TAFFET *Pro Hac Vice*
11 (NY SBN 1721182)
12 399 Park Avenue
13 New York, NY 10022-4689
14 Telephone: (212) 705-7000
15 Facsimile: (212) 752-5378
16 richard.taffet@bingham.com

17 Bingham McCutchen LLP
18 ROBERT C. BERTIN *Pro Hac Vice*
19 (VA Bar No. 42,478)
20 2020 K Street, NW
21 Washington, DC 20006
22 Telephone: (202) 427-4126
23 Facsimile (202) 373-6413
24 r.bertin@bingham.com

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26 Attorneys for Plaintiff
27 SANDISK CORPORATION

28
29 UNITED STATES DISTRICT COURT

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31 NORTHERN DISTRICT OF CALIFORNIA

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33 SAN JOSE DIVISION

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35 SANDISK CORPORATION,

36
37 Plaintiff,

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39 vs.

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41 LUCENT TECHNOLOGIES INC. and
42 ALCATEL-LUCENT, S.A.,

43
44 Defendants.

45 Case No.: C 07 03618 JF

46
47 **DECLARATION OF**
48 **JOE NOVAK**

1 I, Joe Novak, declare as follows:

2 1. I am currently employed as Corporate Procurement Manager for SanDisk
3 Corporation. My job responsibilities include managing SanDisk's commercial relationships with
4 its suppliers. I have been employed by SanDisk since 1999. I have personal knowledge of the
5 following facts and, if called to testify, could and would testify as to those facts.

6 2. In early 2006, I was involved in negotiating a patent license with Thomson
7 on behalf of SanDisk. I was one of the primary SanDisk employees involved in the negotiations
8 with Thomson.

9 3. Attached as Exhibit A is a true and correct copy of a document titled
10 Patent License Agreement mp3 Codec. Exhibit A is the agreement between SanDisk and
11 Thomson whereby SanDisk obtained the rights to practice the Fraunhofer MP3 patents.

12 I declare under penalty of perjury under the laws of the United States of America
13 that the foregoing is true and correct.

14 Dated: October 15, 2007

15 By: 
16 Joe Novak

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